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(Modified) PTO/SB/21 (6-98)
Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Total Number of Pages in This Submission

Application Number	09/771,208
Filing Date	January 26, 2001
First Named Inventor	Juan F. Medrano
Group Art Unit	1653
Examiner Name	Not yet Assigned
Attorney Docket Number	407T-923710US

ENCLOSURES (check all that apply)

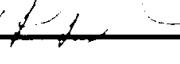
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice Brief Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): receipt acknowledgment postcard
<input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)		
<input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s)		
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
	Authorization to Charge Deposit Account Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.	
	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

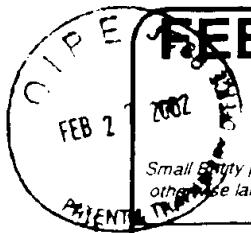
Firm or Individual name	Tom Hunter Reg. No. 38,498 The Law Offices of Jonathan Alan Quine
Signature	
Date	October 18, 2001

CERTIFICATE OF MAILING

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Typed or printed name	Chianti Appling	Date	10/18/01
Signature			

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Fee Transmittal for FY 2001

Patent fees are subject to annual revision.
Small Entity payments must be supported by a small entity statement;
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

TOTAL AMOUNT OF PAYMENT (\$)

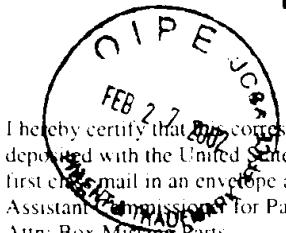
Complete If Known	
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First Named Inventor	Juan F. Medrano
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METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																					
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to Deposit Account Number 50-0893 Deposit Account Name Law Offices of Jonathan Alan Quine</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p>2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>		<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td></tr> <tr><td>118</td><td>144</td><td>218</td><td>720</td></tr> <tr><td>128</td><td>0</td><td>228</td><td>980</td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td></tr> <tr><td>120</td><td>300</td><td>220</td><td>150</td></tr> <tr><td>121</td><td>260</td><td>221</td><td>130</td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td></tr> <tr><td>141</td><td>1280</td><td>241</td><td>640</td></tr> <tr><td>142</td><td>1280</td><td>242</td><td>640</td></tr> <tr><td>143</td><td>430</td><td>243</td><td>215</td></tr> <tr><td>144</td><td>580</td><td>244</td><td>290</td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td></tr> <tr><td>146</td><td>690</td><td>246</td><td>345</td></tr> <tr><td>149</td><td>690</td><td>249</td><td>345</td></tr> <tr><td colspan="2">Other fee (specify) _____</td></tr> <tr><td colspan="2">Other fee (specify) _____</td></tr> <tr> <td colspan="2">Reduced by Basic Filing Fee Paid</td> <td>SUBTOTAL (3) (\$)</td><td>1,155.00</td> </tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	105	130	205	65	127	50	227	25	139	130	139	130	147	2,520	147	2,520	112	920*	112	920*	113	1,840*	113	1,840*	115	110	215	55	116	400	216	200	117	920	217	460	118	144	218	720	128	0	228	980	119	320	219	160	120	300	220	150	121	260	221	130	138	1,510	138	1,510	140	110	240	55	141	1280	241	640	142	1280	242	640	143	430	243	215	144	580	244	290	122	130	122	130	123	50	123	50	126	180	126	180	581	40	581	40	146	690	246	345	149	690	249	345	Other fee (specify) _____		Other fee (specify) _____		Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	1,155.00
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Typed or Printed Name	Tom Hunter		Reg. Number	38,498																																																																																																																			
Signature	Tom Hunter	Date	10/18/01	Deposit Account User ID																																																																																																																			

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Typed or Printed Name	Chianti Appling		
Signature	Chianti Appling		
	Date	10/18/01	



I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents,
Attn: Box Missing Parts,
Washington, D.C. 20231, on October 18, 2001.

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By Chiaan Appling
LAW OFFICES OF JONATHAN ALAN QUINE

Attorney Docket No. 407T-923710US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Juan F. Medrano et al.

Examiner: Not yet Assigned

Application No.: 09/771,208

Art Unit: 1653

Filed: January 26, 2001

**TRANSMITTAL LETTER - RESPONSE
TO NOTICE OF MISSING PARTS**

For: **CLONING OF A HIGH-GROWTH GENE**

Attn: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to the "Notice to File Missing Parts of Application - Filing Date Granted" dated (*enter date of notice to file missing parts form*), enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. § 3.73(b)
(+ copy of Assignment - not for recordation-note: The Assignment for recordation is being sent concurrently under separate cover to Box Assignment, pursuant to the MPEP @ Page 300-M and Form PTO-1619A)
- 3) Copy of Notice of Missing Parts
- 4) **Petition for Extension of Time for 4 months Under 37 CFR 1.136(a)**
- 5) Fee transmittal sheet
- 6) Transmittal Sheet
- 7) Receipt indication postcard

Please charge Deposit Account No. 50-0893 for the following fees:

Large entity:	(a) Filing Fee (\$ 1.16(a)) (Large Entity)	\$ <u>370.00</u>
	(b) Excess Claims Fees (\$ 1.16(b), (c)):	
	____ - 20 = ____ x 18 =	\$ ____
	____ - 3 = ____ x 80 =	\$ ____
	(c) Missing Parts Surcharge	\$ <u>65.00</u>
	TOTAL FEES TO BE CHARGED	\$435.00

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 50-0893. *This Transmittal Letter is submitted in duplicate.(if not submitting fee transmittal)*

Respectfully submitted,



Tom Hunter
Reg. No. 38,498

LAW OFFICES OF JONATHAN ALAN QUINE
P.O. BOX 458
Alameda, CA 94501
(510) 337-7871
Fax (510) 337-7877

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09-771,208

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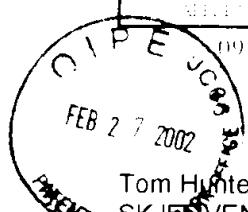
04/26/2001

EXAMINER'S ACTUAL NAME

Juan F. Medrano

ACCESSION NUMBER

M-9037-1US



Tom Hunter
SK HERVERN MORRILL MacPHERSON LLP
Suite 700
25 Metro Drive
San Jose, CA 95110-1349

CONFIRMATION NO. 7351
FORMALITIES LETTER7351
OC000000005985062

Date Mailed: 04/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE